

APPROVED: Meeting No. 39-87

ATTEST: *Nelson M. Hoxey*

MAYOR AND COUNCIL

ROCKVILLE, MARYLAND

MEETING NO. 19-87

April 27, 1987

The Mayor and Council of Rockville, Maryland, convened in worksession in the City Manager's Conference Room, Rockville City Hall, Maryland at Vinson Street, Rockville, Maryland, on Monday, April 27, 1987, at 6:30 p.m.

PRESENT

Mayor Steven Van Grack

Councilman Steve Abrams

Councilman Jim Coyle

Councilman Douglas Duncan

Councilman Peter Hartogensis

The Mayor in the Chair.

In attendance: City Manager Richard V. Robinson, City Clerk Carol Kachadoorian.

Re: Worksession: Priority-
setting

Members of the Mayor and Council met in worksession to discuss priority-setting.

Re: Worksession: Human Rights
Commission

Chairman and members of the Human Rights Commission were present to discuss the following with the Mayor and Council:

1. Role of Commission

- Complaint Process
- Implementation of Complaint Process
- Re-examination of Ordinance

2. Affirmative Action Program
3. Outside Assessment Into Series of Accusations
4. New Horizons Task Force Memo of Understanding

It was the consensus of the Mayor and Council and members of the Human Rights Commission to keep the complaint handling process the way it is. The Human Rights Commission recommended that the City design and implement an Affirmative Action Program with participation from the Commission.

Re: Adjournment

There being no further business to come before the Mayor and Council in worksession, the meeting was adjourned at 8:20 p.m. to convene in general session.

Re: General Session

The Mayor and Council of Rockville, Maryland, convened in general session in the Council Chamber, Rockville City Hall, Maryland at Vinson Street, Rockville, Maryland, on Monday, April 27, 1987, at 8:30 p.m.

PRESENT

Mayor Steven Van Grack

Councilman Steve Abrams

Councilman Jim Coyle

Councilman Doug Duncan

Councilman Peter Hartogensis

The Mayor in the Chair.

In attendance: City Manager Richard V. Robinson, City Clerk Carol A. Kachadoorian, City Attorney Paul T. Glasgow.

Re: Invocation

The invocation was provided by Ruth Hanessian.

Re: City Manager's Report

City Manager Richard Robinson reported the following:

1. We are very pleased to welcome the 18 participants in this year's Student Government Day's Program. Rusty Wallace, Youth Services Supervisor and Coordinator of the Program, will present a brief introduction of the program and the students that will be participating.
2. The City is very pleased to have received its bond rating of AA+ from Standard and Poor's. This rating is an increase over the rating received by the City several years ago when it went into the bond market.
3. I am very pleased to present to you the proposed operating budget for FY 1988 and the proposed capital improvement program for Fiscal Years 1988-1993. The documents contain services and facilities to meet the City's needs today and into the future.

As a result of the City's expanding tax base, it has been possible to recommend for 1988 a tax rate of 87 cents per \$100 of assessed value, the same level set by the Mayor and Council for FY 1987. Higher operating costs, increased tipping fees, and the need to improve the cash position of the Refuse Fund, will necessitate a rise in the refuse rate to \$17.25 per month or \$207.00 on an annualized basis. This increase is 8.2% over the FY 1987 rate.

The water rate, which had remained constant at \$1.00 per 1,000 gallons for four years, has a recommended increase to \$1.04 per 1,000 gallons to cover anticipated cost increases and build reserves for major plant renovations and expansion normal for a plant of its age. Similarly, the sewer rate, which had stayed at \$2.05 since FY 1985, should increase to \$2.12 to improve the financial position of the fund and provide reserves to reduce the long-term impact of capital costs associated with the City's sewage disposal facilities.

The FY 1988 budget is a product of the City's Strategic Management Program and features direct responses to concerns raised by the Mayor and Council during the Trends and Conditions briefings last Fall. A major service enhancement for the citizens resulting from this process is a team-oriented approach to dealing with neighborhood concerns. Staff involved in Neighborhood Watch, the Community Enhancement Program, the Community Relations Program, and all programs in the Department of Community Services will be working together to deal with the interrelated concerns of citizens and neighborhood groups.

The proposed budget for the Police Department is designed to continue the on-going operations of the Rockville City Police and to provide for a sworn staff of 39 persons and a support staff of 18, an increase of 7 police officers. These staffing levels are recommended to you for FY 1988 in the absence of final decisions regarding the long-term Council policy on the provision of police services. The staffing level is based upon the work that has been done by Mayor and Council to date which stated what services you wish to provide to the residents of the City of Rockville in the form of police services.

The Police funding level contained in the budget maintains a capacity for calls for service received from City residents by Rockville City Police, and also provides sufficient staff for the special services that are outlined in your decision-making process as being necessary to our community. They include foot patrol, business check, neighborhood watch, park and walk, special traffic enforcement, and general residential neighborhood support.

Another major focus of the FY 1988 budget is providing adequate funding to meet increased demands on the City's aging infrastructure. Annually, the backlog for replacement of concrete sidewalks, curbs, and gutters has increased while funding levels have remained substantially the same. A study completed of the City's roof system indicated major repairs must be undertaken now and over

the course of the next few years to maintain the structural integrity of many City buildings. The heating, ventilation, and air-conditioning systems throughout the City are aging and often do not have the capacity to meet the demands placed on them. Both the operating budget and the capital improvements program contain funds to begin to address the deferred maintenance problem.

The FY 1988-FY 1993 Proposed Capital Improvements Program is more ambitious than in recent years. This coming year construction is slated for Ritchie Parkway, Key West Avenue, and Gude Drive. Planning and design monies are included for Chapman Avenue and Jefferson Parkway. The majority of the capital project activity in FY 1988 is to improve the City's transportation network, though recreational projects such as the Swim Center pool re-building and the multi-purpose lake will also be undertaken.

Together, the proposed budget and CIP provide a fiscally sound plan for the City of Rockville to provide its citizens with the services that they demanded from their city government. I look forward to meeting with you so that staff and I can explain more about the budget and CIP.

Re: Mayor's Report

Mayor Van Grack reported the following:

1. The Mayor thanked both M.A.D.D. and S.A.D.D. for their candlelight vigil held at Courthouse Square the past weekend.
2. The Mayor reminded those present that Rockville Day will be held on Sunday, May 3, 1987. He encouraged all who can attend to do so.
3. The Mayor reminded those present of the meeting to be held on Thursday, April 30, 1987, in the evening with the County Council, the County Executive, and the Chief of Police to discuss police services in the City of Rockville.
4. The Mayor has received a call from the Governor's office regarding his appointment to a blue-ribbon task force on self-insurance in the State.

Re: Presentations

Mayor Van Grack recognized and honored members of the Rockville High School Girls' Basketball Team. The basketball team achieved the honor of being the AA State Champions. Mayor Van Grack stated that the team is a sense of pride to the City, and we are honored to have them here this evening.

Re: Proclamation: Rockville
Pet Week, May 3 - 9, 1987

On a motion from Councilman Abrams, duly seconded, and passed by unanimous vote of all present, Mayor Van Grack proceeded to issue the Proclamation declaring May 3 - 9, 1987, as Rockville Pet Week, and on behalf of the Mayor and Council, thanked all responsible pet owners and all those concerned with animal welfare for the contribution that pets provide to the quality of life for the citizens of Rockville. Members of the Animal Control Board were present with a pet for each member of the Mayor and Council to receive the Proclamation.

Re: Proclamation: Holocaust
Remembrance Week, April
26 - May 3, 1987

On a motion from Councilman Abrams, duly seconded, and passed by unanimous vote of all present, Mayor Van Grack proceeded to issue the Proclamation declaring April 26 - May 3, 1987, as Holocaust Remembrance Week and urged all citizens to strive to overcome prejudice and inhumanity through education, vigilance, and resistance. Rabbi Aaron Mackler of B'Nai Israel was present to receive the proclamation. Mayor Van Grack shared his thoughts on the subject noting that it is important to take the time to remember the Holocaust. Rabbi Mackler expressed his appreciation to the Mayor and Council for the proclamation and to Mayor Van Grack for his remarks. He stated that it is important to remind ourselves to try and take this tragedy seriously and to heighten our sensitivity to the value of life and translate ideals into action.

At this point in the agenda, Mayor Van Grack announced that the worksession scheduled after general session with the Animal Control Board would be re-scheduled to another evening.

Re: Citizens' Forum

The Mayor opened the meeting to those citizens who wished to address the Mayor and Council:

1. Elyse Weiner, 17 Pebble Ridge Court, as a member of the Advisory Commission on Public Education, addressed the Mayor and Council regarding the Commission's positions on boundries. She stated that she is opposed to the Advisory Commission on Public Education's "no position" with respect to the recent commission memorandum to the Mayor and Council on the Rockville/Gaithersburg/Germantown Task Force work.

2. Phyllis Marcuccio, President of the East Rockville Citizens' Association, presented a written statement to the the Mayor and Council regarding the lack of safety in crossing to the Metrorail Station from the East Rockville area. Specifically, she asked that a crossing for pedestrians be included in the Fiscal Year 1988 Capital Improvements Program to provide safe access across Southstone Street to get to the Metrorail Station. Councilman Abrams thanked Ms. Marcuccio for bringing this matter to the attention of the Mayor and Council and asked the City Manager to include such a project in the Capital Improvements Program for Fiscal Year 1988.

3. Harry Motz, 1721 Crestview Drive, addressed the Mayor and Council with respect to the recommended policy of the Advisory Commission on Public Education on boundary changes. He stated his opposition to this policy and specifically addressed the issue of the Ritchie Park Elementary School being included in the Richard Montgomery High School cluster. He stated that he is in favor of keeping the Ritchie Park Elementary School within the Wootton High School cluster.

4. Mike Gewirtz, 1520 Columbia Avenue, spoke to the Mayor and Council regarding the school boundary issue stating that he is in favor of the Mayor and Council staying out of this particular issue as there is such a diversity of opinions on the subject. Instead, he suggested that the Mayor and Council use this time as an opportunity to identify the benefits that may be derived from any change that may occur.

5. Gary Kelly, 10 James Spring Court, asked the Mayor and Council to first consider that each of them have been on record for no boundary changes and second that this policy has been a matter of record for the Mayor and Council for six years. Councilman Duncan asked Mr. Kelly to explain to him Mr. Kelly's position a year ago of being critical of Councilman Duncan for sticking to this policy regarding the Lakewood/Fallsmead issue. Mr. Kelly stated that he agrees that he was critical a year ago but stated that this was a rare instance with most of the land being outside the city limits. Councilman Hartogensis pointed out that City policy states that the Mayor and Council will support boundary changes if all communities involved agree. However, if there is no agreement, then the policy is that the Mayor and Council will support no boundary changes.

6. Brigitta Mullican, 1947 Lewis Avenue, stated that she is a parent of a Richard Montgomery High School student and that a lot of the problems at the high school are due to the School Board, not to the City. She stated that the main issue is that Richard Montgomery is under-enrolled, and Wootton High School is over-enrolled. Therefore, she is in favor of changing the boundaries of the Richard Montgomery and Wootton clusters in order to increase enrollment at Richard Montgomery. Councilman Abrams referenced a recent article in the Montgomery County Journal regarding planning and schools. The article noted that there is a drop-off in enrollments between elementary and junior high schools in the Richard Montgomery cluster thus changing the boundaries would not necessarily

increase enrollment at the high school. He stated he feels that the School Board has not been doing its job, and therefore, the Mayor and Council has a responsibility to speak on the issue.

7. Eugene Thiroff, 407 Mercer, stated that he served on the task force and would like to provide some background information on the make-up of that body. He stated that the members made an effort to communicate with Wootton High School. In addition, he expressed his view that if the Montgomery County Council goes forward with the budget cuts to the public school requested budget the International Baccalaureate Program at Richard Montgomery High School is in doubt. Councilman Abrams responded that he, too, has heard the comments regarding the International Baccalaureate Program; however, he stated that the future of the program is a decision of the School Board and not the County Council. Therefore, if there is a threat to the program, all of the enrollment numbers being used by the School Board are in doubt.

At this point, Mayor Van Grack asked that an item be added to the agenda regarding comments from the Mayor and Council to the Superintendent of Montgomery County Schools regarding the Rockville/Gaithersburg/Germantown Task Force. It was the consent of the Mayor and Council to do so.

Re: Comments to the
Superintendent on the
Rockville/Gaithersburg/Germantow
Task Force

Both Councilman Hartogensis and Councilman Abrams stated that they agree with the first part of the proposed statement. However, Councilman Coyle stated that there needs to be clarification regarding the charge given to the Advisory Commission on Public Education. The report received from the Commission was intended to give an alternative to the existing policy that is a recommendation whether or not the policy should be changed. However, Councilman Coyle stated that the Commission is recommending a different policy. Councilman Coyle went on to say

that it is important to understand that the City of Rockville does not decide School Boundary issues and that voting on school boundary issues pits one neighborhood against another. This policy is not fair to the City as a whole. Therefore, he recommends that the Mayor and Council support the recommended policy.

Councilman Abrams stated that he disagrees with Councilman Coyle in that the appropriate role for the City is to provide opinions for the School Board and that the School Board relies on the views of the Mayor and Council for its boundary decisions. He further stated that when the School Board fails to make a sound decision, and instead makes a decision based on politics, the City has a responsibility to respond.

Councilman Abrams stated his support for urging the Superintendent to reject the Task Force recommendation and to make his own recommendation regarding the under-utilization at Richard Montgomery and Rockville High Schools and the City's desire to maintain stable boundaries. Councilman Abrams repeated this as a motion which was duly seconded. The vote of the Mayor and Council was 3 to 2 with Councilman Coyle and Councilman Duncan voting nay.

Councilman Hartogensis, referring to the environmental scan done by the City last Fall, stated that Rockville High School is a school in danger of closing due to under-utilization. He stated he hopes the results of this danger will be brought to the attention of the Superintendent and expressed his support for Councilman Abrams' views.

Councilman Duncan stated that he disagrees with Councilman Abrams and that the Mayor and Council has worked hard to try and find a compromise on this issue. However, there does not appear to be one. He stated he is dissatisfied with the policy of no boundary changes. Furthermore, he stated he believes there is a need to change the City's position to gain credibility with the Board of Education. He also wants to avoid pitting neighborhood against neighborhood,

and therefore, supports the Advisory Commission on Public Education's position on this issue.

Councilman Coyle relayed to the Mayor and Council that he has had calls from citizens stating that the City should stay out of boundary issues and concern itself with quality programs and a good physical plant for the school system. Mayor Van Grack noted that the Mayor and Council is closely divided on this issue. He commended all members for handling this volatile issue with a good straightforward debate. He noted that he is not pleased with the process established by Montgomery County for the City's participation and comment on the boundary issue noting that there is a short period of time for the City to respond to Dr. Cody's request for comments. He reminded those present that the City has gone out of its way to support Richard Montgomery High School over the past 18 months and stated his belief that the High School will improve. However, he feels it does not need students from Ritchie Park Elementary School to do so. He stated his belief that the City has credibility with the School Board.

Councilman Abrams moved to add to the City's existing policy with respect to school boundary issues that the Mayor and Council will support boundary changes when there is unanimity among the communities involved. The motion was duly seconded and passed on a vote of 3 to 2 with Councilman Duncan and Councilman Coyle voting nay.

Councilman Duncan asked that the policy as revised be restated suggesting that the policy now read "The Mayor and Council are opposed to school boundary changes for Rockville students. However, the City will support boundary changes when there is unanimity of all affected communities." City Clerk Carol Kachadoorian was asked to provide to the Mayor and Council this policy in written form for their concurrence.

Re: Consent Agenda

At the request of Councilman Duncan, item d was removed from the consent agenda. On a motion of Councilman Duncan, duly seconded and passed by unanimous vote of all present, the next three items on the consent agenda were approved.

Re: Award of Bid #65-87:
Improvements to Rockville
Senior Center -
Construction of Offices/
Gift Shop

Invitations to bid were mailed to 48 contractors and the bid was advertised in FW Dodge, Blue and Bid Net Reports. Sealed bids were received and opened at 2:30 p.m. on April 16, 1987, in the Mayor and Council Chambers for improvements to the Rockville Senior Center - Construction of Offices/Gift Shop. The bids were as follows:

Company	Lump Sum Bid	Deduct for Optional Skylight
Potomac Property Care, Inc. Darnestown, MD	\$39,500	\$950
Century Enterprises, Inc. Gaithersburg, MD	\$39,500	\$1,700
Jolles Bros. Contractors, Inc.	\$40,342	\$808
Smith and Haines, Inc. Rockville, MD	\$40,900	\$2,200
Construction Commercial, Inc. Rockville, MD	\$48,900	\$2,000
Hess Construction Co., Inc. Takoma Park, MD	\$64,500	\$1,500
Hanlon Construction Co., Inc. Ashton, MD	\$67,850	\$2,000

Project Description: This project involves the renovation of approximately 1850 square feet of space in the Rockville Senior Center to provide for seven offices and an enlarged gift shop. The work includes demolition of existing

masonry and drywall partitions and construction of new drywall partitions, masonry work, light carpentry, and installation of electrical wiring, lighting, celings, doors, windows, carpets, etc. A large skylight over the main reception/secretarial office was included as a deduct alternate.

There is a second major part of this project which involves improvements to the heating, ventilating and air conditioning systems for these office spaces. This part of the project will be handled under a separate contract.

Funding: \$65,000 is allocated in the Senior Center division budget for the entire project, including the HVAC work mentioned above. The budget for the office/gift shop portion included in Bid No. 65-87 is \$40,000.

Resolution of Tie in Low Bid: As is indicated above the two largest lump-sum bids were submitted in the identical amount of \$39,500. Staff is recommending to leave the skylight in the project, as the deduction amounts are relatively small and this feature provides a dramatic enhancement to the project. Therefore, the "tie" between Potomac Property Care, Inc., and Century Enterprises, Inc., had to be resolved.

Representatives of the two companies met with staff at 10 a.m. on Tuesday, April 21, in the Mayor and Council Chambers. Both companies agreed in writing to a binding resolution of the tie by a drawing. The names of the two companies were printed on sealed cards and one was drawn. Potomac Property Care, Inc., was the company drawn.

References: City staff checked three Potomac Property Care, Inc., references involving similar construction contracts and their banking institution, and found the firm to be a satisfactory organization.

Recommendations: Staff recommends an award to Potomac Property Care, Inc., in the amount of \$39,500, as low bidder for Improvements to the Rockville Senior Center-Construction of Offices/Gift Shop, as per the specifications in Bid #65-87.

Re: Approval of Acquisition of
Water and Sewer Main
Easement

This office has been conducting negotiations with the Twelve Oaks Limited Partnership regarding the acquisition of an easement to accommodate the relocation of water and sewer mains in the vicinity of Maryland Route 28 and Research Boulevard. A "Grant of Water Main and Sewer Main Easement, Right-of-Way, and Temporary Construction Easements to the Mayor and Council of Rockville" is attached hereto for consideration by the Council.

The City has been planning to relocate water and sewer mains in this area via the Capital Improvements Program. This particular acquisition is being funded through Project Number 7A45 in connection with the State Highway Administration's widening of Route 28 from Research Boulevard to Glen Mill Road. These public facilities will be improved by relocating them through the rear of the Twelve Oaks Limited Partnership property located at 1450 Research Boulevard.

The Twelve Oaks Limited Partnership property is developed with three modern office buildings. The easement the City wishes to acquire is located parallel to 181 linear feet of the southerly boundary of this property. A map showing this location is attached for your reference. The easement contains an area of 4,822.18 square feet which runs through an unimproved portion of the site.

Two monetary features of this acquisition consist of the purchase price of \$13,500 based upon a staff appraisal and a \$500 payment to the Prudential Insurance Company of America, the lender, for services connected with a partial release of a trust.

The water and sewer main document has been reviewed by the Office of the City Attorney as to form and legality.

It is, therefore, recommended that the Mayor and Council approve the acquisition of the "Grant of Water Main and Sewer Main Easement, Right-of-Way,

and Temporary Construction Easements to the Mayor and Council of Rockville" as discussed above.

Re: Introduction of Ordinance to permit County law regulating smoking in eating and drinking establishments to apply within the City of Rockville.

On motion of Councilman Duncan, there was introduced upon the table, an ordinance permitting County law regulating smoking in eating and drinking establishments to apply within the City of Rockville. Said ordinance to lay over at least one week before final action is taken, with a public hearing to be held on June 22, 1987 at 8:30 p.m.

Re: Introduction of Ordinance to Authorize the issuance and sale, upon its full faith and credit, of its serial maturity general obligation, fully registered bonds in aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000), to be designated as "The Mayor and Council of Rockville General Improvement and Refunding Bonds of 1987"; said bonds to be issued and sold for the public purpose of (i) refunding a portion of the outstanding The Mayor and Council of Rockville General Improvement Bonds of 1984, Series A, (ii) refunding a portion of the outstanding The Mayor and Council of Rockville General Improvement Bonds of 1984, Series B, (iii) refunding a portion of the outstanding The Mayor and Council of Rockville General Improvement Bonds

of 1984, Series C, each such series dated March 15, 1984, (iv) financing certain municipal capital improvements described in this Ordinance, and (v) paying the costs incurred by The Mayor and Council of Rockville (the "City") in connection with the issuance, sale and delivery of said bonds; providing that the General Improvement and Refunding Bonds of 1987 shall consist of two series, namely, Series A aggregating not to exceed Five Million Dollars (\$5,000,000) and Series B aggregating not to exceed Fifteen Million Dollars (\$15,000,000); prescribing the form and tenor such bonds and determining other matters relating to the issuance and sale thereof; determining that the best interests of the City will be served by selling said bonds at a private (negotiated) sale; determining all other details in connection with said sale and authorizing the execution of a contract of purchase; approving and authorizing the execution and delivery of an escrow deposit agreement under which there shall be established and maintained an escrow fund for the purpose of paying as and when due and upon redemption a portion of the City's outstanding General Improvement Bonds of 1984, Series A, B, and C; providing that the principal of and interest on the General Improvement and Refunding Bonds of 1987, Series A, shall be

payable in the first instance from certain revenues and receipts from designated assessments and charges; providing for the levy and collection of assessments, charges other impositions, and all ad valorem taxes necessary to provide for the payment of the interest on, and the principal of, said bonds as they become due, such taxes to be levied upon all property subject to assessment for unlimited municipal taxation within the corporate limits of the City of Rockville; providing that the proceeds of said bonds, or any moneys which may be deemed to be proceeds, will not be used in a manner which would cause said bonds to be arbitrage bonds and making certain other covenants to assure the exclusion of interest on said bonds from gross income for federal income tax purposes; appointing a paying agent and registrar for said bonds, and generally providing for the issuance, sale and delivery of all said bonds.

Councilman Duncan requested that language be added to pages 15, 18, and 29 of the proposed ordinance. This motion was duly seconded and unanimously passed. Councilman Abrams asked if through the sale of these bonds the City would be working with any businesses in South Africa. Director of Finance Mary Parker responded that the City has received a statement indicating that there are no South African businesses involved in this sale. However, City Manager Richard Robinson stated that staff will double check this particular point.

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On motion of Councilman Duncan, there was introduced upon the table, an ordinance to allow the sale of bonds, said ordinance to lay over for at least one week.

Re: Introduction of the
Proposed FY 1988 Operating
and Capital Budgets

On motion of Mayor Van Grack, there was introduced upon the table an ordinance to appropriate funds and levy taxes for Fiscal Year 1988, said ordinance to lay over at least one week before final action is taken.

On motion of Councilman Abrams, there was introduced upon the table an ordinance to amend Section 7-2.16 of Chapter 7 of the "Laws of Rockville" entitled "Water Consumption Charge", said ordinance to lay over at least one week before final action is taken.

On motion of Councilman Abrams, there was introduced upon the table an ordinance to amend Section 7-2.17 of Chapter 7 of the "Laws of Rockville" entitled "Sewer Usage Charge", said ordinance to lay over at least one week before final action is taken.

Re: Decisions and Instructions
to Staff on Election Law
Reform

In response to a question from Councilman Coyle, City Attorney Paul Glasgow identified changes in the ordinance requested by the Mayor and Council. These changes are noted in the cover memorandum from Assistant City Attorney David Podolsky.

On motion of Councilman Abrams, the language in Section 4-1 with respect to the definition of a political party was amended to include the word "two" with respect to preceeding presidential elections. The motion was duly seconded and unanimously passed.

Councilman Coyle stated that it is a community ethic in Rockville not to have political party endorsements for candidates. However, it is unconstitutional to prohibit such endorsements. Councilman Duncan asked about the charter amendment with respect to the time of taking office for members of the Mayor and Council particularly with respect to extending over the term of the current Mayor and Council. City Attorney Paul Glasgow stated that there is no change from the charter amendment resolution and that Assistant City Attorney David Podolsky has found no problem with extending the term of the current Mayor and Council 13 days in order to meet the new date for swearing in the newly elected Mayor and Council.

On motion of Councilman Abrams, duly seconded, all proposed amendments to the elections ordinance were adopted unanimously and the City Attorney was directed to prepare the legislation for adoption.

Re: Adoption of an Ordinance
to add a new subsection
(e) to Section 4-102 of
Chapter 26 of the "Laws of
Rockville" entitled
"Rental Facilities and
Landlord-Tenant Relations"
to provide that landlords
impose only one rent
increase in any twelve-
month period.

Ordinance No. 3-87

On motion from Councilman Abrams, duly seconded, the ordinance was adopted unanimously. Councilman Hartogensis stated that this change is long overdue and that now City residents will have some protection as Montgomery County residents currently do. Councilman Coyle stated that the City needs to make sure that we monitor the situation with respect to rent increases.

Re: Adoption of an Ordinance to enact a new Chapter 26A titled "Rental Housing Data collection and Voluntary Rent Stabilization Guidelines" for the purpose of establishing voluntary rent guidelines, information which must be contained in data provided to the Director of Community Development, and to require the Director of Community Development to provide a quarterly report to the City Manager outlining characteristics of rental housing in the City.

Ordinance No. 4-87

On motion of Councilman Abrams, duly seconded and unanimously passed, the ordinance was adopted. Councilman Duncan stated that he is very pleased that the Mayor and Council has reached this stage; however, he is sorry to see that it has taken a year to adopt this ordinance. Councilman Hartogensis stated he hopes that the City will follow the Montgomery County program.

Re: Approval of Minutes

Councilman Abrams asked that the explanation for the absence of members of Council in the minutes be included in parenthesis. On motion of Councilman Hartogensis, duly seconded and unanimously passed, the minutes of Meeting No. 40-86 were adopted as written.

On motion of Councilman Abrams, duly seconded and unanimously passed, the minutes of Meeting No. 41-86 were adopted as written.

On motion of Councilman Hartogensis, duly seconded and unanimously passed, the minutes of Meeting No. 42-86 were adopted as written.

April 27, 1987

Meeting No. 19-87

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Re: Other Business

1. Councilman Duncan referring to the memorandum on police services in the City expressed his concern that a decision has been made on the number of police officers needed in the City. He stated that Appendix B of the memorandum was inappropriate for this time. However, he felt that Appendix A was appropriate and would provide the basis for a productive discussion with Montgomery County. Councilman Coyle and Councilman Hartogensis concurred with Councilman Duncan's view.

City Manager Richard Robinson explained that the County had requested more detailed information or they were reluctant to proceed with the meeting. This is why Appendix B was prepared. The members of Council asked that the City Clerk send a memorandum to the County Executive explaining the position of the Mayor and Council with respect to Appendix A and Appendix B.

Re: Adjournment

There being no further business to come before the Mayor and Council in general session, the meeting was adjourned at 10:50 p.m. to convene again in work session on April 29, 1987, at 7:30 p.m. or at the call of the Mayor.